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RICHARD W. WIEKING
CLERK
U.S. DISTRICT COURT
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E-FILING

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
(SAN JOSE DIVISION)

IVONNE GUERRERO, INDIVIDUALLY
AND AS GUARDIAN AD LITEM FOR:
JESUS I. GUERRERO, A MINOR CHILD;
LUIS GUERRERO, A MINOR CHILD;
ICELLA M. GUERRERO, A MINOR
CHILD;

Plaintiffs,

v.

COUNTY OF SAN BENITO;
COUNTY OF SAN BENITO SHERIFF'S
DEPARTMENT;
MICHAEL RODRIGUES;
CURTIS J. HILL

Defendants.

NO. C08 00307PVT

COMPLAINT FOR DAMAGES FOR
WRONGFUL DEATH AND SURVIVAL
ACTION FOR VIOLATION OF CIVIL
RIGHTS

(42 U.S.C. §1983)

JURY TRIAL DEMANDED

Plaintiffs Ivonne Guerrero, the wife of decedent Israel Guerrero (sometimes "decedent"),
individually and as guardian ad litem for his children: Jesus I. Guerrero, a minor child; Luis Guerrero,
a minor child; Icella M. Guerrero, a minor child, allege as follows:

I. INTRODUCTION

1. On June 10, 2007 when ISRAEL GUERRERO was 29 years old, he died at Hazel Hawkins Memorial Hospital in San Benito County, California. The death was caused by the unprovoked, malicious, and excessive force used by sheriff Michael Rodrigues while in the course and scope of his duties at the Sheriffs' Department of San Benito County. Mr. Guerrero was tasered, struck with a baton, sprayed with pepper spray and shot with a gun by defendant sheriff Michael Rodrigues while Guerrero was unarmed and turning away from the sheriff.

II. JURISDICTION AND VENUE

2. This Court has jurisdiction over this civil action pursuant to 42 U.S.C. section 1983 for violations of due process in violation of the Fourth and Fourteenth Amendments to the United States Constitution.

3. This court also has jurisdiction over Plaintiffs' claims of violations of federal Constitutional Rights under 28 U.S.C. section 1331, 1343 and 1367.

4. The actions giving rise to Defendants' liability, as alleged in this Complaint, occurred in the County of San Benito, which is within the Northern District of California. Venue is therefore proper in this District pursuant to Title 28, United States Code, Section 1391(b) and Civil Local Rule 3-2(d).

JURY TRIAL DEMAND

5. Plaintiffs hereby demand a trial by jury.

PARTIES

6. Decedent ISRAEL GUERRERO was an individual residing in Bakersfield, California. ISRAEL GUERRERO died on June 10, 2007 in Hazel Hawkins Memorial Hospital, San Benito County, California. A true and correct copy of ISRAEL GUERRERO's Death Certificate is attached hereto as Exhibit A and incorporated by reference.

7. Plaintiff IVONNE GUERRERO is the wife, lawful heir and/or the lawful successor in interest

1 to ISRAEL GUERRERO.

2 8. Plaintiff JESUS I. GUERRERO, a minor child, is the son of ISRAEL GUERRERO. He is
3 represented in this lawsuit by his guardian ad litem, and mother Ivonne Guerrero.

4 9. Plaintiff LUIS GUERRERO, a minor child, is the son of ISRAEL GUERRERO. He is
5 represented in this lawsuit by his guardian ad litem, and mother Ivonne Guerrero

6 10. Plaintiff ICELLA M. GUERRERO, a minor child, is the daughter of ISRAEL GUERRERO.
7 She is represented in this lawsuit by her guardian ad litem, and mother Ivonne Guerrero.

8 11. Plaintiffs Ivonne Guerrero, the wife of decedent Israel Guerrero, individually and as guardian
9 ad litem for his children: Jesus I. Guerrero, a minor child; Luis Guerrero, a minor child; Icella M.
10 Guerrero, a minor child are the legal heirs of ISRAEL GUERRERO and have the legal right to
11 maintain this lawsuit for, inter alia, wrongful death.

12 12. Defendant COUNTY OF SAN BENITO is a political subdivision of the state of California.
13 As a local governmental entity, Defendant County is a suable person under 42 U.S.C. section 1983.

14 13. Defendant COUNTY OF SAN BENITO SHERIFF'S DEPARTMENT is the local sheriff's
15 department for the County of San Benito.

16 14. Defendant CURTIS J. HILL is the sheriff of COUNTY OF SAN BENITO SHERIFF'S
17 DEPARTMENT. At the time of the shooting incident giving rise to this Complaint, Defendant
18 CURTIS J. HILL was the acting sheriff of COUNTY OF SAN BENITO SHERIFF'S
19 DEPARTMENT. In committing the acts and omissions alleged in this Complaint, CURTIS J. HILL
20 was acting under color of law and within the course and scope of his employment as acting sheriff of
21 COUNTY OF SAN BENITO SHERIFF'S DEPARTMENT. As sheriff of COUNTY OF SAN
22 BENITO SHERIFF'S DEPARTMENT, CURTIS J. HILL was an official with final policy-making
23 authority regarding the supervision, discipline, and training of sheriffs for the SAN BENITO
24 SHERIFF'S DEPARTMENT. CURTIS J. HILL is being sued in his individual and official capacities.

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1 15. Defendant MICHAEL RODRIGUES is a San Benito County Sheriff's deputy or officer who,
2 while working under color of law, caused the injuries and/or death of ISRAEL GUERRERO and
3 caused the PLAINTIFFS to suffer damages.

4 16. At all times relevant to this Complaint, Defendant Michael Rodrigues was acting pursuant to
5 Defendant County's and Sheriff department's laws, customs, and/or policies, resulting in the wrongful
6 death of ISRAEL GUERRERO. The use of force by Defendant Michael Rodrigues was unreasonable
7 under the circumstances, and constituted a violation of the constitutional and personal rights of
8 decedent. All incidents described herein occurred while Defendant Michael Rodrigues was in
9 uniform and on duty as a police officer and acting within the scope of his employment.

10 17. All Defendants have acted under color of law at all times relevant to this complaint.

11 18. Plaintiffs have properly complied with timely presentation of this claim under the government
12 claims requirement of Government Code section 911.2. On October 10, 2007, the County of San
13 Benito denied the claim.

14 19. Plaintiffs herein are entitled to an award of attorneys fees and costs, pursuant to 42 U.S.C.
15 section 1988.

16 FACTUAL ALLEGATIONS

17 20. On January 24, 2006, deputy Defendant Michael Rodrigues from the San Benito County
18 Sheriff's Department confronted decedent ISRAEL GUERRERO on Highway 156 in Hollister, San
19 Benito County, CA. Deputy Defendant Michael Rodrigues had his minor daughter in the patrol car.

20 21. Deputy Defendant Michael Rodrigues confronted and assaulted Mr. Guerrero. Mr. Guerrero
21 was tasered, struck with a baton, sprayed with pepper spray and shot with a gun by defendant sheriff
22 Michael Rodrigues while Guerrero was unarmed. Defendant sheriff Michael Rodrigues' use of force,
23 assault, battering and shooting of decedent was unnecessary and unwarranted in the performance of
24 his duties, and constituted an unreasonable, unwarranted and excessive use of force.

1 22. Defendant Deputy Defendant Michael Rodrigues assaulted, battered, abused, tasered and
2 struck with a baton, decedent in the absence of just cause or provocation, violating decedent's
3 constitutional rights.

4 23. After defendant sheriff Michael Rodrigues shot him, Mr. Guerrero was taken to Hazel
5 Hawkins Memorial Hospital and remained there until he died a short time after. He died due to the
6 conduct of the Sheriff's actions, of the unlawful and improper use of excessive force and by being
7 shot with a gun.

8 24. Mr. Guerrero died on June 10, 2007 as a direct and proximate cause of the actions of
9 defendant sheriff Michael Rodrigues, the Sheriff's department, the county of San Benito and the acts
10 and omissions of CURTIS J. HILL.

11 25. Mr. Guerrero's death, and plaintiffs' damages, were legally and proximately caused by
12 defendants' conduct.

13 26. Defendants COUNTY OF SAN BENITO, SAN BENITO SHERIFF'S DEPARTMENT, and
14 CURTIS J. HILL did not adequately or properly supervise, investigate, or discipline Deputy
15 Defendant Michael Rodrigues in response to the unjustified killing of decedent. COUNTY OF SAN
16 BENITO, SAN BENITO SHERIFF'S DEPARTMENT, and CURTIS J. HILL ratified and adopted
17 the conduct of Deputy Defendant Michael Rodrigues.

18 27. Plaintiffs are informed and believes, and on that basis allege that Defendants COUNTY OF
19 SAN BENITO, SAN BENITO SHERIFF'S DEPARTMENT, and CURTIS J. HILL failed to
20 adequately train, supervise, and discipline police officers of the SAN BENITO SHERIFF'S
21 DEPARTMENT with respect to the use of force tactics, use of taser guns and guns, identifying
22 people who may be under the influence of controlled substances, policies and procedures concerning
23 confronting and arresting suspects who may be under the influence of controlled substances, and
24 response to calls for service involving persons who may be under the influence of controlled
25

1 substances.

2 28. Plaintiffs are informed and believe, and on that basis alleges that Defendants COUNTY OF
3 SAN BENITO, SAN BENITO SHERIFF'S DEPARTMENT, and CURTIS J. HILL had actual and/or
4 constructive knowledge that the failure to adequately train, supervise, and discipline police officers
5 would cause violations of the personal and constitutional rights. The inadequate supervision,
6 training, and discipline of San Benito Sheriff officers regarding the use of force in areas such as taser
7 tactics and procedures, use of force tactics, identifying people with persons who may be under the
8 influence of controlled substances, policies and procedures concerning confronting and arresting
9 persons who may be under the influence of controlled substances, or who are mentally ill,
10 demonstrates the existence of a de facto custom or policy that tolerates and promotes the misconduct
11 and violations of constitutional rights, including the use of excessive force described in this
12 Complaint.

13 29. Defendants knew, or in the exercise of reasonable diligence should have known, that Michael
14 Rodrigues posed a threat to the community, and had previously committed acts of violence on other
15 persons.

16 FIRST CAUSE OF ACTION

17 (NEGLIGENCE AGAINST MICHAEL RODRIGUES)

18 30. Plaintiffs hereby incorporates by reference paragraphs 1 through 29, inclusive of this
19 Complaint, as though fully set forth hereinafter.

20 31. San Benito County Sheriff Defendant Michael Rodrigues was at all times under a duty to act
21 reasonably, to use reasonable force, with due care and without negligence, and to act in such a manner
22 as reasonably prudent persons would act under similar circumstances in the apprehension, control and
23 arrest of ISRAEL GUERRERO and in the reasonable use of the Taser guns and hand gun.

24 32. San Benito County Sheriffs Defendant Michael Rodrigues failed to do this and thereby
25

1 breached this duty.

2 33. Defendant Sheriff Defendant Michael Rodrigues breached those duties by virtue of the acts
3 described herein.

4 34. As a direct and proximate result and legal cause of the acts, omissions, carelessness, wrongful
5 conduct and unlawfulness of defendant Sheriff Defendant Michael Rodrigues, ISRAEL GUERRERO
6 was injured and died, causing damages to himself and plaintiffs.

7 WHEREFORE, PLAINTIFFS pray for judgment as set forth below.

8 SECOND CAUSE OF ACTION

9 (ASSAULT AND BATTERY AGAINST DEFENDANT MICHAEL RODRIGUES)

10 43. Plaintiffs hereby incorporate by reference paragraphs 1 through 42, inclusive of this
11 Complaint, as though fully set forth hereinafter.

12 44. By his conduct set forth in this complaint, DEFENDANT MICHAEL RODRIGUES did
13 wrongfully assault and/or batter ISRAEL GUERRERO, who was injured and died, causing damages
14 to him and plaintiffs.

15 WHEREFORE, PLAINTIFFS pray for judgment as set forth below.

16 THIRD CAUSE OF ACTION

17 (VIOLATIONS OF CIVIL RIGHTS (42 USC SECTION 1983)
18 AGAINST DEFENDANT MICHAEL RODRIGUES)

19 45. Plaintiffs hereby incorporate by reference paragraphs 1 through 44, inclusive of this
20 Complaint, as though fully set forth hereinafter.

21 46. DEFENDANT MICHAEL RODRIGUES acted, under color of a statute, ordinance,
22 regulation, custom, or usage, of California and/or the United States, subjected, or caused to be
23 subjected, ISRAEL GUERRERO, a citizen of the United States, to the deprivation of his rights,
24 privileges, and/or immunities secured by the Constitution and laws, and is therefore liable to ISRAEL
25 GUERRERO and plaintiffs in an action at law under 42 U.S.C., §1983.

1 47. By his conduct set forth in this complaint, DEFENDANT MICHAEL RODRIGUES did
2 wrongfully assault and/or batter and shoot and kill ISRAEL GUERRERO, who was injured and died,
3 causing damages to him and plaintiffs.

4 WHEREFORE, PLAINTIFFS pray for judgment as set forth below.

5 FOURTH CAUSE OF ACTION

6 (VIOLATIONS OF CIVIL RIGHTS (42 USC SECTION 1983)
7 AGAINST Defendants COUNTY OF SAN BENITO, SAN BENITO SHERIFF'S DEPARTMENT,
and CURTIS J. HILL in his official capacity)

8 48. Plaintiffs hereby incorporate by reference paragraphs 1 through 47, inclusive of this
9 Complaint, as though fully set forth hereinafter.

10 49. Defendants COUNTY OF SAN BENITO, SAN BENITO SHERIFF'S DEPARTMENT, and
11 CURTIS J. HILL, through their acts and omissions, inflicted constitutional violations against Israel
12 Guerrero and plaintiffs through their execution of government and department policies or customs.

13 50. The customs, policies, practices, acts and omissions of defendants COUNTY OF SAN
14 BENITO, SAN BENITO SHERIFF'S DEPARTMENT, and CURTIS J. HILL, acting in his official
15 capacity, and the deliberate indifference of such Defendants and the adoption and ratification of the
16 misconduct of Defendant Michael Rodrigues as described in this Complaint, were a moving force
17 behind the violations of constitutional rights and the resulting damages suffered by decedent and
18 Plaintiffs.

19 WHEREFORE, PLAINTIFFS pray for judgment as set forth below.

20 FIFTH CAUSE OF ACTION

21 (VIOLATIONS OF CIVIL RIGHTS (42 USC SECTION 1983)
22 AGAINST Defendant CURTIS J. HILL in his individual capacity)

23 51. Plaintiff realleges and incorporates by reference paragraphs 1 through 50 as though fully set
24 forth herein.

25 52. Plaintiffs are informed and believes and on that basis alleges that Defendant CURTIS J. HILL

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1 in his individual capacity participated in the violation of decedent's and Plaintiffs' rights by failing to
2 provide adequate training, supervision, discipline, and control of San Benito County Sheriff officers
3 with respect to the constitutionally appropriate use of force, including deadly force, and with respect
4 to employing safe and constitutionally-permissible means of performing necessary police functions
5 when confronted with persons who may be under the influence of controlled substances.

6 53. Plaintiffs are informed and believes and on that basis alleges that Defendant CURTIS J. HILL
7 in his individual capacity put in place a policy and custom adopting a pattern and practice of his
8 department's employing excessive and/or deadly force when confronting persons who may be under
9 the influence of controlled substances who do not pose an imminent threat of great bodily harm.

10 54. Plaintiffs are further informed and believes and on that basis alleges that Defendant CURTIS
11 J. HILL in his individual capacity participated in the violation of decedent and Plaintiffs' rights by
12 ratifying the conduct of Defendant Michael Rodrigues as described in this Complaint, thereby
13 acquiescing in the deprivation of decedent's and Plaintiffs' rights.

14 55. Said actions were undertaken by Defendant CURTIS J. HILL in his capacity as final decision-
15 makers pursuant to authority granted to him by the COUNTY OF SAN BENITO and such actions
16 represented official municipal policy and practice.

17 WHEREFORE, Plaintiffs pray for relief as set forth below.

18 SIXTH CAUSE OF ACTION
19 (WRONGFUL DEATH AGAINST ALL DEFENDANTS)

20 56. Plaintiffs incorporate by reference paragraphs 1 through 55 as set forth fully hereinafter.

21 57. As a direct result of the conduct, acts and omissions of Defendants County Of San Benito,
22 Defendant CURTIS J. HILL, San Benito County Sheriff's Department and Defendant Michael
23 Rodrigues, ISRAEL GUERRERO died.

24 58. The death of ISRAEL GUERRERO was proximately caused by the conduct, acts or omissions
25 of defendants County Of San Benito, Defendant CURTIS J. HILL, San Benito County Sheriff's

1 Department, Defendant Michael Rodrigues through their wrongful acts or neglect.

2 59. The death of Mr. Guerrero has caused pecuniary or compensable loss to Plaintiffs, the lawful
3 heirs of ISRAEL GUERRERO as defined in Code of Civil Procedure section §377.10 et seq; to wit,
4 Ivonne Guerrero, the wife of decedent Israel Guerrero, individually and as guardian ad litem for his
5 children: Jesus I. Guerrero, a minor child; Luis Guerrero, a minor child; Icella M. Guerrero, a minor
6 child.

7 WHEREFORE, PLAINTIFFS pray for judgment as set forth below.

8 SEVENTH CAUSE OF ACTION

9 (SURVIVAL ACTION AGAINST COUNTY OF SAN BENITO; SAN BENITO COUNTY
10 SHERIFF'S DEPARTMENT; CURTIS J. HILL and MICHAEL RODRIGUES)

11 60. Plaintiffs incorporate by reference paragraphs 1 through 59 as set forth fully hereinafter.

12 61. Decedent and plaintiffs incurred medical and hospital and burial expenses as a direct and
13 proximate result of defendants' wrongful acts or omissions described in this complaint.

14 62. Prior to decedent's death, Defendant Michael Rodrigues, INCLUSIVE, did so maliciously,
15 wrongfully, illegally, intentionally, oppressively assault and batter, shoot and otherwise strike
16 decedent about his body, causing injuries and pain and suffering.

17 63. Through their acts and omissions, as set forth in this complaint, COUNTY OF SAN BENITO;
18 SAN BENITO COUNTY SHERIFF'S DEPARTMENT; CURTIS J. HILL did cause the death of
19 Israel Guerrero, causing injuries to plaintiffs.

20 64. As a direct and proximate result of defendants' wrongful acts or omissions described in this
21 CAUSE OF ACTION, decedent suffered damages and injuries, and plaintiffs have sustained
22 damages.

23 65. In the wrongful acts or omissions described in this CAUSE OF ACTION, defendants acted
24 with fraud, oppression, and/or malice.

25 66. By reason of defendant's wrongful acts or omissions described in this complaint, decedent's

1 successor in interest is entitled to recover punitive and exemplary damages.

2 WHEREFORE, Plaintiffs pray for judgment as set forth below.

3 EIGHTH CAUSE OF ACTION

4 NEGLIGENT TRAINING AND/OR SUPERVISION
 5 (AGAINST DEFENDANTS COUNTY OF SAN BENITO, COUNTY OF SAN BENITO
 6 SHERIFF'S DEPARTMENT AND CURTIS J. HILL)

7 67. Plaintiff realleges and incorporates by this reference paragraphs 1 through 66 as though fully
 8 set forth herein.

9 68. At all times mentioned in this Complaint, Defendants COUNTY OF SAN BENITO,
 10 COUNTY OF SAN BENITO SHERIFF'S DEPARTMENT AND CURTIS J. HILL, and each of
 11 them, owed a duty to use reasonable care to avoid causing foreseeable harm to decedent and Plaintiffs
 12 and to refrain from breaching that duty against decedent and Plaintiffs. In particular, Defendants
 13 COUNTY OF SAN BENITO, COUNTY OF SAN BENITO SHERIFF'S DEPARTMENT AND
 14 CURTIS J. HILL had duties to properly hire, retain, train and supervise the sheriff officers on the
 15 proper use of non-lethal force and use of Taser guns and hand guns.

16 69. Defendants COUNTY OF SAN BENITO, COUNTY OF SAN BENITO SHERIFF'S
 17 DEPARTMENT AND CURTIS J. HILL, breached these duties while acting within the course and
 18 scope of their employment with the COUNTY OF SAN BENITO.

19 70. At all times mentioned in this Complaint, Defendants COUNTY OF SAN BENITO,
 20 COUNTY OF SAN BENITO SHERIFF'S DEPARTMENT AND CURTIS J. HILL, and each of them
 21 owed a duty of care to persons, including decedent and Plaintiffs, coming into contact with police
 22 officers with the COUNTY OF SAN BENITO SHERIFF'S DEPARTMENT to exercise reasonable
 23 care in the retention, training, discipline and supervision of all sheriffs employed by the COUNTY
 24 OF SAN BENITO SHERIFF'S DEPARTMENT.

25 71. At all relevant times, it was foreseeable that a failure to exercise due care in the retention,
 training, discipline and supervision of SHERIFF officers, including Michael Rodrigues, would create

1 an unreasonable risk of harm to persons coming into contact with sheriff officers with the COUNTY
2 OF SAN BENITO SHERIFF'S DEPARTMENT.

3 72. As a proximate result of the negligent acts and /or omissions of Defendants COUNTY OF
4 SAN BENITO, COUNTY OF SAN BENITO SHERIFF'S DEPARTMENT AND CURTIS J. HILL,
5 decedent suffered general damages including physical pain and mental anguish and plaintiffs have
6 been damaged.

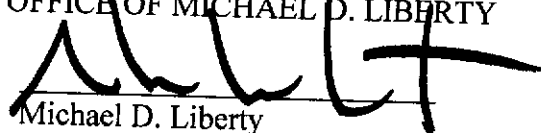
7 WHEREFORE, Plaintiffs pray as follows:

- 8 1. For compensatory damages in an amount according to proof at trial;
9 2. For special and general damages in an amount according to proof at trial;
10 3. For reasonable costs and attorneys' fees under applicable law;
11 4. For punitive damages;
12 5. For such other and further relief as the Court may deem appropriate.

13
14 DATED: January 10, 2008

LAW OFFICE OF MICHAEL D. LIBERTY

By:


Michael D. Liberty
Attorney for Plaintiffs

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COUNTY of SAN BENITO

HOLLISTER, CALIFORNIA

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CERTIFICATE OF DEATH

3200735000078

1. NAME OF DECEASED - FIRST (Given)		2. MIDDLE		3. LAST (Surname)	
ISRAEL				GUERRERO	
4. DATE OF BIRTH (Month/Day/Year)					
09/21/1977		5. AGE (Years)		29	
6. SEX					
M					
7. DATE OF DEATH (Month/Day/Year)		8. HOUR (24 Hours)		1526	
06/10/2007					
9. USUAL OCCUPATION - Type of work or trade in which he or she was engaged					
CLERK		10. KIND OF BUSINESS OR INDUSTRY (e.g., Grocery Store, Restaurant, etc.)		GROCERY STORE	
11. YEARS IN OCCUPATION					
6					
12. USUAL RESIDENCE - Street and number of house or apartment					
400 WHITE LN. #50					
13. CITY		14. COUNTY		15. STATE	
BAKERSFIELD		KERN		CA	
16. DECEASED'S MARITAL STATUS (at time of death)					
MARRIED					
17. DECEASED'S RACE (as reported by decedent or informant)					
WHITE					
18. DECEASED'S ETHNIC OR HISPANIC OR LATINO ORIGIN (as reported by decedent or informant)					
MEXICAN AMERICAN					
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M					
98. DECEASED'S SEX (as reported by decedent or informant)					
M					
99. DECEASED'S SEX (as reported by decedent or informant)					
M					
100. DECEASED'S SEX (as reported by decedent or informant)					
M					

CERTIFIED COPY OF VITAL RECORDS

STATE OF CALIFORNIA, COUNTY OF SAN BENITO

This is a true and exact reproduction of the document officially registered and placed on file in the office of the San Benito County Clerk-Recorder.

DATE ISSUED SEP 20 2007

This copy is not valid unless produced on an embossed border, displaying date, and the signature of the Deputy County Clerk-Recorder.

PRINCO PRINT LITHO



000042655

JOE PAUL S. HONZALEZ
SAN BENITO COUNTY CLERK-RECORDER

"Exhibit A"

STATE OF CALIFORNIA
CERTIFICATION OF VITAL RECORD
COUNTY of SAN BENITO
HOLLISTER, CALIFORNIA

Page 2 of 2

PHYSICIAN/CORONER'S AMENDMENT

DEATHS AFTER 1-1994

NO ERASURES, WHITEOUTS, OR OTHER ALTERATIONS
 USE BLACK INK ONLY

3200735000078

STATE FILE NUMBER

1.1

LOCAL REGISTRATION DISTRICT AND CERTIFICATE NUMBER

PART I INFORMATION TO LOCATE RECORD			
1. NAME - FIRST GIVEN ISRAEL	2. MIDDLE	3. LAST FAMILY GUERRERO	4. SEX M
5. DATE OF EVENT - MM/DD/YYYY 06/10/2007	6. CITY OF OCCURRENCE HOLLISTER	7. COUNTY OF OCCURRENCE SAN BENITO	
PART II STATEMENT OF CORRECTIONS			
CERTIFICATE NO. 107A	8. INFORMATION AS IT APPEARS ON ORIGINAL RECORD PENDING		9. INFORMATION AS IT SHOULD APPEAR EXCITED DELIRIUM
107AT			HOURS
107B			COCAINE INTOXICATION
107BT			HOURS
107C			METHAMPHETAMINE INTOXICATION
107CT			HOURS
112			GUNSHOT WOUND, TASER AND PEPPER SPRAY APPLICATION, PHYSICAL STRUGGLE WITH LAW ENFORCEMENT AND MEDICAL PERSONNEL
113			
119	PENDING INVESTIGATION		HOMICIDE
I HEREBY DECLARE UNDER PENALTY OF PERJURY THAT THE ABOVE INFORMATION IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE.			
11. SIGNATURE OF CERTIFYING PHYSICIAN OR CORONER THOMAS KEYLON	12. DATE SIGNED - MM/DD/YYYY 08/07/2007	13. TYPED OR PRINTED NAME AND TITLE/DEGREE OF CERTIFIER DEPUTY CORONER	
14. ADDRESS - STREET AND NUMBER 461 FOURTH ST	15. CITY HOLLISTER	16. STATE CA	17. ZIP CODE 95024
18. OFFICE OF VITAL RECORDS OR SIGNATURE OF LOCAL REGISTRAR ELIZABETH FALADE, MD	19. DATE ACCEPTED FOR REGISTRATION - MM/DD/YYYY 08/08/2007		

STATE OF CALIFORNIA, DEPARTMENT OF HEALTH SERVICES, OFFICE OF VITAL RECORDS

3200735000078

1.1

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 STATE OF CALIFORNIA, COUNTY OF SAN BENITO

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DATE ISSUED **SEP 20 2007** by *Monique Rueda* Deputy

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* 000042654 *

Joe Paul Gonzalez
 JOE PAUL GONZALEZ
 SAN BENITO COUNTY CLERK-RECORDER

